

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, NOVEMBER 23, 2009.

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Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God, our Creator, each day we place our trust and confidence in You, Your ways and Your always available assistance as we take up and address the items on our agenda for the day. We believe that guidance enables us to make right, just and moral decisions and choices at all times. Today we begin a busy season of the year as we prepare to absent observe and celebrate national holidays and religious holidays. On Thursday, we celebrate Thanksgiving Day, a national holiday and a family day, on which we take the time to thank You for our material and spiritual blessings. The day also reminds us of our national tradition of turning our attention to spiritual realities as well as to happy and joyous gatherings of relatives and friends for a special meal. Thanksgiving Day also reminds us of both the spiritual and human dimension of our lives and our dependence on You for our existence.

Prayer.

Grant Your blessings to the Speaker, the members and employees of this House and to their families. Amen.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Calter of Kingston) congratulating Joseph R. Foley on receiving the Eagle Award of the Boy Scouts of America; and

Joseph R. Foley.

Resolutions (filed by Representatives Wolf of Cambridge and Toomey of Cambridge) congratulating the Cambridge Innovation Center on the occasion of its tenth anniversary.

Cambridge
Innovation Center.

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the Rules, in each instance, on motion of Mr. Basile of Boston, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

A communication from the Human Resources Division of the Executive Office for Administration and Finance (under the provisions of Section 25 of Chapter 31 of the General Laws) submitting a list of certain public safety fire promotional lists which have been revoked by the Personnel Administrator as of November 1, 2009, was placed on file.

Civil service
promotional
lists.

Petitions.

Petitions severally were presented and referred as follows:

By Mr. Kafka of Stoughton, petition (accompanied by bill, House, No. 4371) of Louis L. Kafka, James E. Timilty and Brian A. Joyce (by vote of the town) that the town of Sharon be authorized to grant an additional license for the sale of wine and malte beverages not to be drunk on the premises. To the committee on Consumer Protection and Professional Licensure.

Sharon,—liquor
license.

By Mr. Hargraves of Groton, petition (accompanied by bill, House, No. 4354) of Robert S. Hargraves and Steven C. Panagiotakos (by vote of the town) that the town of Groton be authorized to use revenues from the Groton Sewer Enterprise Fund.

Groton,—
sewer fund.

By Mr. Hargraves of Groton, petition (accompanied by bill, House, No. 4355) of Robert S. Hargraves and Steven C. Panagiotakos (by vote of the town) relative to the charter for the town of Groton.

Groton,—
charter.

By Mr. Rodrigues of Westport, joint petition (accompanied by bill, House, No. 4368) of Michael J. Rodrigues and Joan M. Menard (by vote of the town) that the town of Westport be authorized to lease a portion of the Westport Town Farm to the Trustees of Reservations.

Westport,—
land.

Severally to the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

Mr. Kafka of Stoughton presented a petition (subject Joint Rule 12) of Louis L. Kafka and William C. Galvin relative to designating a certain intersection in the town of Stoughton as the Police Chief William F. Gross and Ann M. Gross intersection; and the same was referred, under Rule 24 to the committee on Rules.

Stoughton,—
William and Ann
Gross intersection.

Paper from the Senate.

A Bill designating a certain bridge in the town of Uxbridge as the Titus Ebbeling Memorial Bridge (Senate, No. 2159) (on a petition); passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Ebbeling
memorial bridge.

Reports of Committees.

By Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Demetrius J. Atsalis for legislation to create a narcotics offender

Narcotics offender
registry.

registry. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, asking to be discharged from further consideration of the Bill relative to time-share ownership (House, No. 1287), and recommending that the same be referred to the committee on Consumer Protection and Professional Licensure. Under Rule 42A, the report was considered forthwith; and it was accepted.

Timeshares.

By Mr. Costello of Newburyport, for the committee on Public Safety and Homeland Security, on Senate, Nos. 929 and 975 and House, Nos. 2237, 2274 and 2288 , a Bill relative to increasing the accessibility to nonlethal self defense sprays (House, No. 2288).

Self defense sprays.

By the same member, for the same committee, on a petition, a Bill relative to standards and qualifications for the position of fire chief or chief engineer in cities, towns, fire districts, or authorities (House, No. 2295)

Fire chief,—
qualifications.

By Mr. Kaufman of Lexington, for the committee on Revenue, on House, No. 2810, a Bill amending Chapter 62C of the General Laws (House, No. 4367).

Borrowing limit.

By Mr. Walsh of Lynn, for the committee on State Administration and Regulatory Oversight, on House, No. 3043, a Bill relative to the health and safety on public construction projects (House, No. 4366).

Public construction.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Costello of Newburyport, for the committee on Public Safety and Homeland Security, on a petition, a Bill further prohibiting discrimination in sober housing (House, No. 2206).

Sober housing.

By the same member, for the same committee, on House Nos. 2188 and 3924, a Bill to prohibit the use of novelty lighters in the Commonwealth (House, No. 4369).

Novelty lighters.

By Mr. Donato of Medford, for the committee on the Municipalities and Regional Government, on a petition, a Bill creating the Lincoln Park infrastructure financing district in the town of Dartmouth (House, No. 611) [Local Approval Received].

Dartmouth,—
financing district.

By the same member, for the same committee, on a petition, a Bill regarding the selectman-town administrator form of government (printed in House, No. 633) [Local Approval Received].

Stoneham,—
town government.

By the same member, for the same committee, on a petition, a Bill relative to the qualification, service and salary of the county manager (House, No. 1993).

County manager.

By the same member, for the same committee, on a petition, a Bill clarifying sewer assessment options (House, No. 3468, changed in line 5, by striking out the word “betterment” and inserting in place thereof the word: “sewer”; and in line 13, by striking out the words “municipal borrowing” and inserting in place thereof the words: “any amount borrowed for the sewer system”).

Sewer
assessments.

By Mr. Spellane of Worcester, for the committee on Public Service, on a

Bill St. Claire,—

petition, a Bill establishing a sick leave bank for Bill St. Claire, an employee on the Department of Corrections (House, No. 4337).

sick leave bank.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Laraine Nasif, an employee of the Department of Revenue (House, No. 4362).

Laraine Nasif,—
sick leave bank.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Patricia Cahill (House, No. 4363).

Patricia Cahill,—
sick leave bank.

By Mr. Walsh of Lynn, for the committee on State Administration and Regulatory Oversight, on a petition, a Bill exempting the harbor and shellfish advisory board membership from conflict of interest regarding discussion of shellfish licensing (House, No. 1126) [Local Approval Received].

Harbor and
shellfish board.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Engrossed Bills.

The engrossed Bill relative to Martha's Vineyard Hospital (see Senate, No. 2146, amended (which originated in the Senate), in respect to which the Senate had concurred in adoption of the emergency preamble, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.

Engrossed bills

Regulating the sport of mixed martial arts (see Senate, No. 998, changed and amended) (which originated in the Senate) ; and

Bills
enacted.

Designating a certain bridge in the city of Malten as the DiPaola Brothers Veterans Bridge (see House, No. 3209) (which originated in the House) ;

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day

The House Bill relative to the provision of services to the city of Cambridge by the Cambridge Energy Alliance (House, No. 1916), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third
reading
bill.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

Next
sitting.

UNCORRECTED PROOF.

At seventeen minutes after eleven o'clock, on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M., in an informal session.